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Docket No.: L7350.0005
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application of: Toshihiro Nakajima et al.

Confirmation No.: 6763

Application No.: 10/568,823

Art Unit: N/A

Filed: February 21, 2006

Examiner: Not Yet Assigned

For: THERAPEUTIC AGENT FOR
AUTOIMMUNE DISEASE

New York, NY
May 23, 2007

RESPONSE TO NOTIFICATION OF DEFECTIVE RESPONSE

MS Missing Parts

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the Notification of Defective Response, dated May 8, 2007, according to which the application does not contain a required copy of the Sequence Listing in computer readable form and a statement under 37 C.F.R. §§ 1.821-1.825.

Applicants respectfully submit that the Sequence Listing in paper form and computer readable form and a statement pursuant to 37 C.F.R. §§ 1.821-1.825 were filed on August 16, 2006 as a part of the response to Notification of Missing Requirements (dated June 16, 2006), together with the following documents:

1. Response to Notification of Missing Requirements;
2. Executed Combined Declaration and Power of Attorney;
3. Second Preliminary Amendment;
4. Petition for Acceptance of Color Photographs;
5. Three (3) sets (total 12 sheets) of color photographs (Figures 1, 3A, 6 and 7);
6. A copy of Notification of Missing Requirements under 35 U.S.C. 371; and

7. Credit Card Payment Form.

Since the Notification of Defective Response does not list the documents listed above, except for the Declaration and the Power of Attorney, Applicants resubmit herewith a copy of the entire package, excluding the three sets of the color photographs, filed on August 16, 2006, including copies of "Submission of Substitute Sequence Listing and Statement in Accordance with 37 C.F.R. §§ 1.821-1.825", and the Sequence Listing in paper form and in computer readable form (a floppy disk).

Also attached for the Office's reference is a copy of the return postcard, listing all the items submitted on August 16, 2006, which was stamped "August 16, 2006" by the OIPE of the United States Patent and Trademark Office.


Thus, Applicants believe all the requirements under 35 U.S.C. § 371 were completed on August 16, 2007. Accordingly, Applicants respectfully request that a Notification of Acceptance of Application under 35 U.S.C. § 371 and 37 C.F.R. § 1.495 be issued as soon as possible with August 16, 2006 as the date of completion of all 35 U.S.C. § 371 requirements.

A copy of the Notification of Defective Response is attached hereto.

No fee is believed to be due for this submission. Should there be any deficiency in fees, please charge such fee(s) to Deposit Account No. 50-2215.

Dated: May 23, 2007

Respectfully submitted,

By 

Izumi Yokoyama, Ph.D.

Registration No.: 60,351

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Attorney for Applicant

PREVIOUSLY DOCKETED



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

U.S. APPLICATION NUMBER NO.

10/568,823

FIRST NAMED APPLICANT

Toshihiro Nakajima

ATTY. DOCKET NO.

L7350.0005

INTERNATIONAL APPLICATION NO.

PCT/JP04/12422

I.A. FILING DATE

08/23/2004

PRIORITY DATE

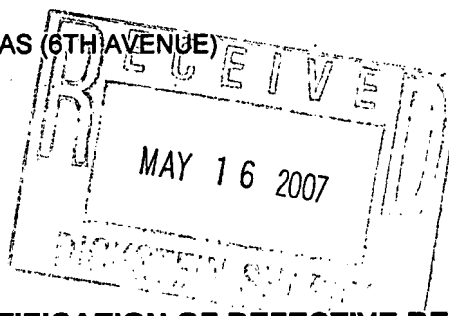
08/21/2003

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NEW YORK, NY 10036-2714



CONFIRMATION NO. 6763

371 FORMALITIES LETTER



OC000000023731564

Date Mailed: 05/08/2007

NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495)

- Indication of Small Entity Status
- Priority Document
- Copy of the International Application filed on 02/21/2006
- English Translation of the IA filed on 02/21/2006
- Copy of the International Search Report filed on 02/21/2006
- Copy of IPE Report filed on 02/21/2006
- Preliminary Amendments filed on 02/21/2006
- Information Disclosure Statements filed on 01/03/2007
- Oath or Declaration filed on 08/16/2006
- Biochemical Sequence Listing filed on 02/21/2006
- Request for Immediate Examination filed on 02/21/2006
- U.S. Basic National Fees filed on 02/21/2006
- Assignment filed on 08/17/2006
- Priority Documents filed on 02/21/2006
- Power of Attorney filed on 08/16/2006

USMO FILE NO. L7350.0005

DUE: June 8, 2007

C/L:

ENTERED BY: A.S

ATTY: CEM/ly

Applicant's response filed 01/03/2007 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 06/16/2006 have not been completed.

- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and

a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).

Applicant is cautioned that correction of the above items may cause the specification and drawings page count to exceed 100 pages. If the specification and drawings exceed 100 pages, applicant will need to submit the required application size fee.

For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:

- For Rules Interpretation, call (571) 272-0951
- For Patentin Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.
- Send e-mail correspondence for Patentin Software Program Help @ ebc@uspto.gov

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

SHAKEEL AHMED

Telephone: (703) 308-9140 EXT 208

PART 2 - OFFICE COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/568,823	PCT/JP04/12422	L7350.0005



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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

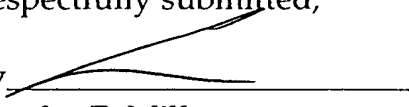
In response to the Notification of Missing Requirements mailed June 16, 2006, Applicants respectfully submit a Combined Declaration and Power of Attorney (in 2 parts), and Part 2 Copy of Notice.

Please charge our Credit Card in the amount of \$65.00 covering the fee set forth in 37 CFR 1.16(f). Credit Card Payment Form SB-2038, with a signature from an authorized cardholder, is enclosed.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 50-2215.

Dated: August 16, 2006

Respectfully submitted,

By 

Charles E. Miller

Registration No.: 24,576

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